

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Serial No.: | 09/937,331 | Examiner: Toby Glen Sohoo |
| Filing Date: | September 21, 2001 | Group Art Unit: 1723 |
| Inventor: | Kunze et al. | Attorney Docket No. 72.053 |
| Assignee: | Wacker Construction Equipment AG | |
| Invention: | <i>Internal Vibrator with a Measuring System</i> | |
| Priority: | Int'l Appl. No. PCT/EP00/02138; filed 10 March 2000 German Appl. Ser. No. 199 13 077.9; Filed 23 March 1999 | |

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Amendment (37. CFR §1.121) mailed October 3, 2006.

Transmitted herewith is 1 replacement sheet of drawings containing Fig. 1, appropriately labeled "replacement sheet," and 1 new sheet of drawings containing Fig. 2, appropriately labeled "new sheet."

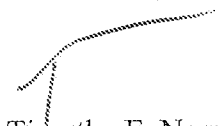
It is believed that this response satisfies all issues raised in the Notice of Non-Compliant Amendment, and entry of the Amendment filed on September 29, 2006 is respectfully requested.

Response to Notice of Non-Compliant Amendment dated October 3, 2006
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No fees are believed due with this response. Should the Examiner consider any additional fees to be payable in conjunction with this or any future communication, the Director is authorized to direct payment of such fees, or credit any overpayment to Deposit Account No. 50-1170.

The Examiner is invited to contact the undersigned by telephone if it would help expedite matters.

Respectfully submitted,



Timothy E. Newholm
Registration No. 34,400

Date: October 5, 2006

Customer No. 23598

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